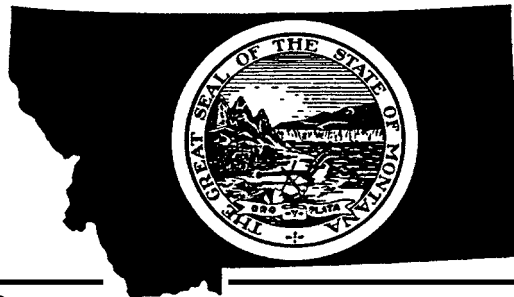


NEWSLETTER

Montana State Board of Nursing



VOLUME 15 NUMBER 2

Helena, Montana

SPRING 2004

Board Corner

By Vickie Badgley, LPN

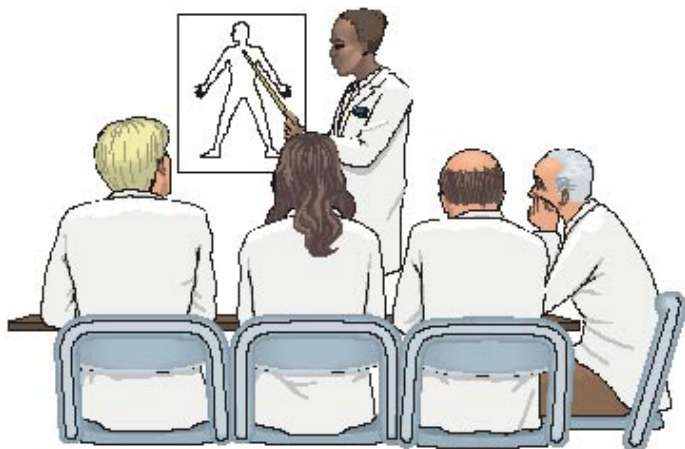
When I was asked to apply to the Board of Nursing to serve for a term, little did I know the next 6 years would be such a learning and growing time for me. I have worked with some very intelligent and enthusiastic people who have nothing but the safety and well being for the people of Montana at heart. I have watched many ideas go from a simple question brought before the Board, to develop into a law to protect the public. During this process, I have found that opposition is not necessarily a bad thing. The debate brings forward new details and evidence-based facts, of which we need to make a sound decision to go forward with rule making. Often times even soul

searching comes into play to determine what is truly right and just for the people of our state, whether it be the child in the rural setting who doesn't have nursing personnel to assist with tube feedings, how medical needs are handled during a prison riot, or if the public deserves the right to know who is caring for them in a medical setting by having their full name and title on their name badge. Sometimes your head says one thing and your heart says another when deciding what is right and what will be rule. The work of the Board is never simple.



For whatever I have contributed, I am truly proud to have been a part of this wonderfully hard working, futuristic, loving group who want only the best for the State of Montana.

I would also like to thank my employer, St. Patrick Hospital, and my fellow employees in the dialysis department, for supporting me in this journey. Without their cooperation, I could not have had the time off to do this fascinating work. All Board members should have that support behind them. So, to my successor, may you enjoy the journey and the other board members as I have.



Recent Board Actions



October 2003

- ✍ Voted to absorb the processing and handling fees for accepting credit cards and electronic checks as payment for Board fees, including applications
- ✍ Voted to participate in a Nursing Subcommittee with the Board of Regents to develop a joint review of documents for the approval of University System nursing programs
- ✍ Agreed to meet with representatives from the Board of Clinical Laboratory Science Practitioners regarding the documentation of competency for nurses performing unwaived tests
- ✍ Determined that the use of Propofol is not within the scope of nursing practice in nurse monitored conscious sedation
- ✍ Determined that the scope of practice of specially trained labor and delivery nurses includes the use of a vaginal speculum to collect fluids to assist in the determination of ruptured amniotic membranes

January 2004

- ✍ Voted to notice rules for medication aide licensure and training
- ✍ Determined that medical abortions are within the scope of practice of the Woman's Health Nurse Practitioner and Certified Nurse Midwife
- ✍ Voted to extend the current Nurses Assistance Program to the end of the current fiscal year
- ✍ Determined that intra-articular injections are within the scope of practice of an adequately trained APRN, but not an RN

For specific information about any of the Board actions or for a copy of the meeting minutes, please contact the Board office or check the Board web site.

BOARD MEMBERS

Kim Powell, APRN, Missoula, President,
Vickie Badgely, LPN, Stevensville, Secretary
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Lori Ballinger, Department Counsel
Joan Bowers, Compliance Specialist
Ron Burns, Investigator
Jill Caldwell, RN MSN, Unit Supervisor
Elizabeth Carney, Program Specialist
Lorraine Schneider, Board Counsel

Suzanne Hanson, RN to Serve on NCLEX Review Committee

The Montana Board of Nursing and the National Council State Board of Nursing thanked Suzanne Hanson, RN, for her time, expertise and commitment to the NCLEX development process. Ms. Hanson served as an item reviewer on the February Examination Item Review session. Ms. Hanson is from Helena.



The NCLEX® examinations (NCLEX-RN® examination and NCLEX-PN® examination) are developed by hundreds of nursing professionals and

Stipulations and Final Orders

Name	License #	City	Action
Abby Bridges	RN#29311	Wolf Point, Mt	Probation 1yrs NAP
Carlos Uresti, JR	LPN#29661	Great Falls, MT	Probation 1yr 40hrs Counseling
Elizabeth Clark	RN#22319	Victor, MT	Suspended
Donna LaMere	RN#20286	Great Falls, MT	Reinstated - Probation 3yrs NAP
Esther Wolff	LPN#8822	Gillette, WY	Probation 3yrs with CE
Misty Franklin	LPN#26710	Anaconda, MT	Probation 3yrs with CE
Jeri Adams	LPN#2181	Shepard, MT	Probation 3yrs with CE
Brenda Carpenter	RN#20449	Lolo, MT	Probation 3yrs with CE & fine
Jo Ellen Morigeau	RN#13360	Arlee, MT	Probation 3yrs with CE & fine
Donna White	LPN#5736	Bridger, MT	Reinstated - Probation 4yrs & CE
Barbara Allard	RN#16753	Forsyth, MT	Probation 3yrs with CE

*Names and license numbers are published as a means of protecting the public safety, health, and welfare. Only Final Orders, which are public information, are published in this newsletter. Pending action against any licensee is not published. Please advise the Board office if any of the above nurses is working outside his/her licensure capacity.

**Those licensees with Nurses Assistance Program (NAP) listed have been placed on NAP through the formal Board process. Licensee names and information on the Voluntary Track of NAP are confidential, and this information is not available to the public.

testing specialists. There are three different panels: Item Writers, Item Reviewers, and Panel of Judges. The sessions are ongoing year round and last an average of three to five days. The Item Development Panels are assembled one to two months before the session is to take place. National Council will keep your application active for two years from the date of approval.

The qualifications for each panel are listed at the end of the application on the National Council web site. Basically, in order to qualify, you must either work in a clinical setting with newly licensed nurses or you must be a faculty member. For more information, log on to www.ncsbn.org

Recent Rule Changes

The Board is constantly reviewing and amending their administrative rules to keep current with nursing practice and general licensing standards. Rule notices, including proposed language and comment periods are available on the Board's web site. For a complete copy of the Board's

statutes and rules, please consult the Board's web site, or contact the Board office. Some recent amendments to the Board's statutes and rules are summarized below.

- ✎ The Board will no longer require transcripts for endorsement applicants. Endorsement applicants will need to provide verification from the original state of licensure, and that will include confirmation of graduation from an approved nursing program.
- ✎ The Board will require endorsement applicants to provide verification and documentation of licensure status from all jurisdictions of licensure within the preceding two years. The previous rule required verification of states in which the applicant was employed.
- ✎ Licensees will be able to hold an inactive license for two years. The change from three years to two years is to coordinate with the two-year renewal cycle.
- ✎ The Board President and Secretary now sign original wall certificates for licensure.

Board Meeting Dates

April 20,21,22, 2004

July 20,21,22, 2004 (Miles City)

October 19,20,21, 2004

Most Board of Nursing meetings are held in the fourth floor conference room of the South Park Building, 301 South Park Avenue in Helena. The majority of the Board and Committee meetings are open to the public. Agendas are posted on the Board web site, <http://discoveringmontana.com/dli/nur>. If you need a hard copy agenda, please call the Board office.

License Look-up Available on-line

Verifying a licensee's status and credentials is available on-line. While you may obtain this information by calling the Board office, the on-line function may be quicker, and it is accessible 24 hours a day, 7 days a week. The site is <http://app.discoveringmontana.com/bsdingq/index.html>.



The Nurse's Role in Cosmetic Procedures

The Practice and Credentials Committee of the Board has been discussing the nurse's role in cosmetic procedures for several years. The Committee gathered hundreds of documents and opinions from other boards of nursing, associations, organizations and practitioners. The Board then noticed a rule change and conducted a hearing to gather more testimony. At their January meeting, the Board adopted the rule, which permits the nurse with appropriate training and on-going competency to perform certain procedures under the onsite supervision of a physician. The approved procedures include those using lasers, intense pulsed light sources, microwave sources, radio frequency, and electrical impulses. The new rule also allows the nurse to perform dermatologic procedures employing technologies that cut or alter living tissue, and injections of botulism toxins, natural and synthetic collagens, silicones, sclerotherapy agents, and natural or synthetic filler materials.

This rule change is an example of the process involved when scope of practice issues come to the Board. The Board is always open to reviewing its rules and positions when new information, technology and practices are presented

If you are reading someone else's newsletter, it may be because we do not have your correct address. If you move, please notify us within ten days. The same Post Office address change cards you use for your magazine subscriptions are acceptable to the Board office.

Has Your Address Changed? Have You Changed Jobs?

Please be sure your address and employer(s) are current with the Montana Board of Nursing. The Board depends on accurate and timely information from licensees to ensure that important communications, including your license renewal forms, reach you!

Address Change

Full Legal Name: _____

License Number: _____ RN or LPN

Social Security Number: _____

Address: _____
Street City State Zip

Phone: _____
Home Work

Employer Change

Employer Name: _____

Address: _____

Phone: _____

Methods you may use to provide the above information:

FAX: 406-841-2343

E-Mail: dlibsdnur@state.mt.us

U.S. Mail: PO BOX 200513

Helena MT 59620-0513

Telephone: 406-841-2340



CNRA Opt-Out

Kim Powell APRN, ACNP-C

On January 22, 2004, Governor Judy Martz declared Montana the 12th state to opt-out of the federal requirement for CRNA oversight. The opt-out became effective on January 23, 2004 upon receipt of the notice of the Governor's decision by the Centers for Medicare & Medicaid Services.

The option to "opt-out" of the physician supervisory requirement for CRNAs required that the Governor consult with the Boards of Nursing and Medicine, as well as perform a review of State law, to ensure that there were no restrictions or conflicting requirements to the independent practice of CRNAs. The Governor's announcement completed discussions which spanned a time period of greater than 2 years.

Since 1982, The Montana Nurse Practice Act has recognized the independent practice of CRNAs and reported this to Governor Martz in a letter dated 11-29-01. The BOME while initially opposed to the concept, met in a special joint committee meeting with representatives from the BON on 11-06-02 and agreed to forward a recommendation to Governor Martz to support the opt-out. This decision of the joint Boards was confirmed after reviewing and recognizing the long standing practice, safety and service to Montana citizens by CRNAs in Montana.

There was, however, significant opposition to the concept by the Montana Anesthesiology Society and the Montana Orthopaedic Society which resulted in a hearing before the Legislative Audit committee on 8-30-02. Representatives of the BON, MNA, CRNAs, MHA, and many surgeons successfully presented the Committee with evidence to support the independent practice of CRNAs. Ultimately, a lawsuit challenging the Board of Nursing's right to confirm the independent practice of CRNAs was filed by the Montana Anesthesiology Society. The BON was professionally defended by the BON's legal team and multiple witnesses and the Court's decision, received on January 20, 2004, was in favor of the Board of Nursing's position.

The success in defending and affirming CRNA practice came from excellence in both nursing regulation and CRNA practice. In my years on the Board of Nursing, I have often witnessed the importance of clarity in rules, standards and education that reflect current practice and offer protection for the health, safety and welfare of Montana citizens. The next time you see a CRNA; thank them for maintaining their commitment to practice and those we serve. Congratulations to all.

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